



U.S. Department of Commerce
National Oceanic and Atmospheric Administration



U.S. Environmental Protection Agency

Mr. Dick Pederson, Director
Oregon Department of Environmental Quality
811 SW 6th Avenue
Portland, OR 97204-1390

Mr. Jim Rue, Director
Oregon Department of Land Conservation and Development
635 Capitol Street NE, Suite 150
Salem, Oregon 97301-2540

Dear Mr. Pederson and Mr. Rue,

This letter is to inform you that Environmental Protection Agency and National Oceanic and Atmospheric Administration (collectively, the federal agencies) have postponed the deadline for making a final decision on Oregon's coastal nonpoint pollution control program to January 30, 2015. The upcoming decision will be based on the materials provided during the recent public comment period, and the agencies will begin withholding grant funds for fiscal year 2015 if the agencies find that Oregon has failed to submit an approvable program.

Under the settlement agreement Northwest Environmental Advocates v. Locke, et al, the agencies agreed to announce in the Federal Register our intent to fully approve or disapprove Oregon's Coastal Nonpoint Program by November 15, 2013 and make the final decision by May 15, 2014. The agencies requested public notice on the proposed determination that the State of Oregon had failed to submit an approvable Coastal Nonpoint Pollution Control Program (Coastal Nonpoint Program) as required by Section 6217(a) of the Coastal Zone Act Reauthorization Amendments of 1990 (CZARA), 16 U.S.C. 1455b. By the end of the comment period on March 20, 2014, we had received around 85 comments with over 800 supporting documents. As a result, the agencies were unable to make a final decision by May 15, 2014.

Working with Oregon to achieve full approval of its Coastal Nonpoint Program is a priority for both federal agencies and we will continue to work closely with Oregon to enable the State to submit an approvable CNPCP.

Sincerely,

Margaret Davidson, Acting Director
Office of Ocean and Coastal Resource

Daniel D. Opalski, Director
Office of Water and Watersheds

Management
National Oceanic and Atmospheric
Administration

Environmental Protection Agency,
Region 10

cc: Mr. Kristofor R. Swanson, U.S. Department of Justice
Ms. Karen Tarnow, ODEQ
Mr. Eugene Foster, Watershed Management Manager, ODEQ
Mr. Greg Aldrich, Acting Administrator, ODEQ
Ms. Patty Snow, Coastal Management Program Manager, ODLCD
Mr. Bill Blosser, Chair, OEQC
Ms. Nina Bell, Northwest Environmental Advocates
Mr. Paul Kampmeier from Washington Forest Law Center
Ms. Allison LaPlante from Earthrise Law Center



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Comment [CJ1]: Is he the appropriate person.
This is who signed the July 1, 2013 letter.

Mr. Jim Rue, Director
Oregon Department of Land Conservation and Development
635 Capitol Street NE, Suite 150
Salem, Oregon 97301-2540

Comment [CJ2]: Is he the appropriate person.
This is who signed the July 1, 2013 letter.

Dear Mr. Pederson and Mr. Rue,

This letter is to inform you that Environmental Protection Agency and National Oceanic and Atmospheric Administration (collectively, the federal agencies) have postponed the deadline for making a final decision on Oregon's coastal nonpoint pollution control program to January 30, 2015. The upcoming decision will be based on the materials provided during the recent public comment period, and the agencies will begin withholding grant funds for fiscal year 2015 if the agencies find that Oregon has failed to submit an approvable program.

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Comment [CJ3]: Do we want to include information about our negotiations with NWEA's attorneys and reference DOJ's June 4 letter or NWEA's attorneys' response of June 12? My gut feeling is no. What do you think?

Working with Oregon to achieve full approval of its Coastal Nonpoint Program is a priority for both federal agencies and we will continue to work closely with Oregon to enable the State to submit an approvable CNPCP.

Comment [CJ4]: Is this the best way to end this letter? Ideas?

Sincerely,

Margaret Davidson, Acting Director
Office of Ocean and Coastal Resource

Daniel D. Opalski, Director
Office of Water and Watersheds

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cc: [Mr. Kristofor R. Swanson, U.S. Department of Justice]
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[Ms. Nina Bell, Northwest Environmental Advocates]
[Mr. Paul Kampmeier from Washington Forest Law Center]
[Ms. Allison LaPlante from Earthrise Law Center]

Comment [CJ5]: Is he a cc or bcc?

Comment [CJ6]: Should he be included? He was included in the July 1, 2013 letter.

Comment [CJ7]: Should I include the attorneys or just send them a copy of the letter?